

FIRST REGULAR SESSION

SENATE BILL NO. 266

95TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR MAYER.

Read 1st time January 28, 2009, and ordered printed.

TERRY L. SPIELER, Secretary.

0560S.03I

AN ACT

To amend chapter 182, RSMo, by adding thereto one new section relating to a sales tax to fund public library districts.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 182, RSMo, is amended by adding thereto one new section, to be known as section 182.802, to read as follows:

182.802. 1. A public library district may, by a majority vote of its board of directors, impose a tax not to exceed one-half of one cent on all retail sales subject to taxation under sections 144.010 to 144.525, RSMo, for the purpose of funding the operation and maintenance of public libraries within the boundaries of such library district. The tax authorized by this subsection shall be in addition to all other taxes allowed by law. No tax under this subsection shall become effective unless the board of directors submits to the voters of the district, at a county or state general, primary or special election, a proposal to authorize the tax, and such tax shall become effective only after the majority of the voters voting on such tax approve such tax.

2. In the event the district seeks to impose a sales tax under this subsection, the question shall be submitted in substantially the following form:

Shall a cent sales tax be levied on all retail sales within the district for the purpose of providing funding for library district?

YES NO

If a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal, then the tax shall become

21 effective. If a majority of the votes cast by the qualified voters voting
22 are opposed to the proposal, then the board of directors shall have no
23 power to impose the tax unless and until another proposal to authorize
24 the tax is submitted to the voters of the district and such proposal is
25 approved by a majority of the qualified voters voting thereon. The
26 provisions of sections 32.085 and 32.087, RSMo, shall apply to any tax
27 approved under this subsection.

28 3. As used in this section, "qualified voters" or "voters" means any
29 individuals residing within the district who are eligible to be registered
30 voters and who have registered to vote under chapter 115, RSMo, or, if
31 no individuals are eligible and registered to vote reside within the
32 proposed district, all of the owners of real property located within the
33 proposed district who have unanimously petitioned for or consented to
34 the adoption of an ordinance by the governing body imposing a tax
35 authorized in this section. If the owner of the property within the
36 proposed district is a political subdivision or corporation of the state,
37 the governing body of such political subdivision or corporation shall be
38 considered the owner for purposes of this section.

39 4. For purposes of this section the term "public library district"
40 shall mean any city library district, county library district, city-county
41 library district, municipal library district, consolidated library district,
42 or urban library district.

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